



TFW

2142

App. No. : 09/610,402
Applicant : Levkoff
Filed : 7/5/2000
TC/A.U. : 2142
Examiner : Le, Hieu C.

Docket No. : MSGNT-001
Customer No. : 26137
Confirm. No. : 4157

Certificate of Mailing or Transmission

I hereby certify that this paper and all enclosures referred to therein are being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or being facsimile transmitted to the USPTO, on the date indicated below:

Name:

Date: January 11, 2005

Signature:

Fax Number (if applicable):

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

In accordance with the duty of disclosure provisions of 37 C.F.R. § 1.56, there is hereby provided certain information which the Examiner may consider material to the examination of the subject U.S. patent application. No admission is made that the information cited in this Statement is, or is considered to be, material to patentability nor is this Information Disclosure Statement a representation that a search has been made.

1. ☒ Enclosures accompanying this Information Disclosure Statement are:
(1) Form SB08;
(2) References as indicated above.
2. ☐ This Information Disclosure Statement is filed under 37 C.F.R. § 1.97(b) before the latter of three months after the U.S. patent application filing date or the first Office Action on the merits. Accordingly, no fee or certification is required.
3. ☒ This Information Disclosure Statement is filed under 37 C.F.R. § 1.97(c) after the first Office Action on the merits, but before a Final Office Action or a Notice of Allowance.

(Check either 3a or 3b.)

3a. ☒ The Certification Statement in Item 5 below is applicable.

Accordingly, no fee is required.

3b. ☐ The \$180 fee set forth in 37 C.F.R. § 1.17(p) in accordance with 37 C.F.R. § 1.97(c) is to be charged to Skadden, Arps, Slate, Meagher & Flom LLP Deposit Account No. 19-2385.

4. ☐ This Information Disclosure Statement is filed under 37 C.F.R. § 1.97(d) after Final Office Action or Notice of Allowance, but before payment of Issue Fee. A Petition to the Commissioner is hereby made under 37 C.F.R. § 1.97(d) to request consideration of this Information Disclosure Statement. Please charge the \$180 fee set forth in 37 C.F.R. § 1.17 (p) to Skadden, Arps, Slate, Meagher & Flom LLP Deposit Account No. 19-2385.

The Certification Statement in Item 5 below is applicable.

5. ☒ Certification Statement. *(Applicable if Item 3a or Item 4 is checked)*

5a. ☒ In accordance with 37 C.F.R. § 1.97(e)(1), it is certified that each item of information contained in the Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

5b. ☐ In accordance with 37 C.F.R. § 1.97(e)(2), it is certified that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, or, to the knowledge of the undersigned after making reasonable inquiry, was known to any individual designated in § 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

6. ☐ The Commissioner is authorized to charge any additional fee required or credit any overpayment for the Information Disclosure Statement to Skadden, Arps, Slate, Meagher & Flom LLP Deposit Account No. 19-2385. A duplicate of this sheet is enclosed for fee processing.

Respectfully submitted,

Skadden, Arps, Slate, Meagher & Flom LLP

By 

Andrew F. Strobert Reg. No. 35,375

Guy Perry Reg. No. 46,194

Tel.: 212-735-3000



PTO/SB/08a/b (modified)

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

Sheet 1 of 1

App. No.	09/610,402
Filing Date	7/5/2000
First Named Inventor	Levkoff
Art Unit	2142
Examiner Name	Le, Hieu C
Attorney Docket No.	MSGNT-001

U. S. Patent Documents

Examiner Initials	Cite No.	Document No.	Publication Date	Name
	1.	5,742,905	4/21/1998	Pepe et al.
	2.	5,819,110	10/6/1998	Motoyama
	3.			
	4.			
	5.			
	6.			
	7.			
	8.			
	9.			
	10.			
	11.			
	12.			
	13.			

Foreign Patent Documents

Examiner Initials	Cite No.	Document No.	Publication Date	Name	Transl.
	1.				
	2.				
	3.				
	4.				
	5.				
	6.				

Non-Patent

Examiner Initials	Cite No.	
	1.	
	2.	
	3.	
	4.	

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--